

Serial No. 10/669,900

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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AUG 05 2005

In Re: Application of: Allen Berger, Jr.

Date: August 5, 2005

Parent Application Serial No: 10/669,900

Art Unit: 3635

5 Parent Application Filing Date: 9/25/2003

Examiner: Canfield, Robert J.

Atty. Docket No. 230199.3

Title: "SURFACE MOUNT WINDOW FOR DOORS"

**PETITION FOR RECONSIDERATION AFTER FINAL
REJECTION AND AMENDMENT****CERTIFICATION OF FACSIMILE TRANSMISSION**

I HEREBY CERTIFY that this paper is being facsimile transmitted to the U.S. Patent & Trademark Office on August 5, 2005. I have been warned that willful false statements and the like are punishable by fine or imprisonment, or both (18 U.S.C. 1001), and may jeopardize the validity of this application, document, registration or patent resulting therefrom.

20 Vicky Prendes, Patent Department

(Typed or printed name of the person signing the certificate)

25 (Signature of the person signing the certificate)

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30 TO: Patent and Trademark OfficeAttn. Examiner: Robert J. Canfield / Art Unit: 3635Fax No. (703) 872-9306

35 Papers included: Petition for reconsideration after final rejection and Amendment.

Hon. Commissioner of Patents
P.O. Box 1450
Alexandria, VA 22313-1450

40 Sir:

In response to the recent Office action for the above referenced application, applicant makes a petition for reconsideration as follows.

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INTRODUCTORY COMMENTS

Examiner has issued this action as final. Applicant respectfully disagrees. As the Examiner states in his action, after the telephone
5 conversation with Mr. Jesus Sanchelima, the Examiner proposed an amendment to place the application in condition for allowance. Afterwards, the Examiner found the Hubbard reference. None of the previous Office Actions mentioned Hubbard reference. Therefore, the Final Office Action is premature.

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Applicant has amended the claims as discussed in the telephone conversation with the Examiner on July 8, 2005.

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